

**COMBINED DECLARATION AND  
POWER OF ATTORNEY**

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name;

I verily believe that I am the original, an original, first and joint inventor of the subject matter which is claimed and for which a patent is sought on the invention entitled **FORMULATION AND METHOD FOR TREATING NEOPLASMS BY INHALATION**, the specification of which was filed on December 30, 1997, as Application Serial No. 09/000,775.

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose to the Patent and Trademark Office all information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations §1.56.

I hereby claim the benefit under Title 35, United States Code, §119(e) of any United States provisional application(s) listed below:

Provisional Application Number  
60/033,789

Filing Date  
12/30/96

I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith: Klaus H. Wiesmann, Registration No. 30,437; Barry S. Bissell, Registration No. 27,062; and Robert L. Zieg, Registration No. 20,500 of Battelle Memorial Institute, 505 King Avenue, Columbus, Ohio 43201-2693.

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Address all correspondence to Klaus H. Wiesmann, Battelle Memorial Institute, 505 King Avenue, Columbus, Ohio 43201-2693.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true, and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Signature Michael Placke Date 5/19/98

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## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Placke, Michael E., et. al.	Group No.: Unknown
Serial No.: Unknown	Examiner: Unknown
Filed: Herewith	
For: Formulation And Methods For Treating Neoplasms by Inhalation	<u>Certificate Under 37 CFR § 1.10</u> I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as Express Mail in an envelope addressed to Assistant Commissioner for Patents, Washington, D.C. 20231 on <u>Feb. 4</u> , 2002. "Express Mail" Mailing Label No.: <b>ET482398715US</b> By: <u>Brenda Block Koone</u> <b>Brenda Block Koone</b>

ASSOCIATE POWER OF ATTORNEY

Assistant Commissioner for Patents  
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Sir:

The following named person is hereby appointed as associate attorney to prosecute the above-identified application and take all actions respecting the same:

Patricia A. Coburn, Esq.  
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Please send all future correspondence to Ms. Coburn at the above address.

Respectfully submitted,



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February 4, 2002